

a. To permit the expenditure of unexpended, unencumbered cash balances on hand at the end of the preceding fiscal year which had not been anticipated in the budget.

b. To permit the expenditure of amounts anticipated to be available from sources other than property taxation, and which had not been anticipated in the budget.

2. A budget amendment must be prepared and adopted by May 31 of the current fiscal year.

Sec. 28. NEW SECTION. 359.51 SEPARATE ACCOUNTS.

A township shall keep separate accounts corresponding to the items in the township's adopted or amended budget. A township shall keep accounts which provide an accurate and detailed statement of all public funds collected, received, or expended for any township purpose, by any township officer, employee, or other person, and which show the receipt, use, and disposition of all township property.

Sec. 29. NEW SECTION. 359.52 DISPOSAL OF PROPERTY.

A township shall not dispose of an interest in personal property, or an interest in real property, by sale, lease, or gift, except in accordance with the following procedure:

1. The board of trustees shall set forth its proposal in a resolution and shall publish notice of the resolution and of a date, time, and place of a public hearing on the proposal. The notice shall be published in a newspaper published at least once weekly and having general circulation in the township or in the largest city in the township. The notice shall be published no less than ten days and no more than twenty days before the hearing.

2. After the public hearing, the trustees may make a final determination on the proposal by resolution.

3. A township shall not dispose of real property by gift except to a governmental body for a public purpose.

This section does not apply to the sale by a township of subdivisions or lots within a cemetery.

Sec. 30. Sections 266.40 through 266.46, Code 1999, are repealed.

Approved April 19, 2000

---

## CHAPTER 1118

### OPERATING WHILE INTOXICATED AND IGNITION INTERLOCK DEVICES

*H.F. 2510*

**AN ACT** relating to operating while intoxicated, including ignition interlock provisions.

*Be It Enacted by the General Assembly of the State of Iowa:*

Section 1. Section 321J.2, subsection 2, paragraph a, subparagraph (2), Code Supplement 1999, is amended to read as follows:

(2) Assessment of a fine of one thousand dollars. However, in the discretion of the court, if no personal or property injury has resulted from the defendant's actions, the court may waive up to five hundred dollars of the fine ~~may be waived~~ when the defendant presents to the court at the end of the minimum period of ineligibility, a temporary restricted license issued pursuant to 321J.20. As an alternative to a portion or all of the fine, the court may order the person to perform unpaid community service.

Sec. 2. Section 321J.17, Code 1999, is amended by adding the following new subsection:  
**NEW SUBSECTION.** 3. The department shall also require certification of installation of an ignition interlock device of a type approved by the commissioner of public safety on all motor vehicles owned or operated by any person seeking reinstatement following a second or subsequent conviction for a violation of section 321J.2, unless such a person has previously received a temporary restricted license as authorized by this chapter. The requirement for the installation of an approved ignition interlock device shall be for one year unless a different time period is required by statute.

Approved April 19, 2000

---

## CHAPTER 1119

### DOMESTIC ABUSE ACTIONS — PLAINTIFF'S MAILING ADDRESS

*H.F. 2522*

**AN ACT** relating to addresses used by persons seeking relief from domestic abuse.

*Be It Enacted by the General Assembly of the State of Iowa:*

Section 1. Section 236.3, subsections 1 and 2, Code 1999, are amended to read as follows:

1. Name of the plaintiff and the name and address of the plaintiff's attorney, if any. If the plaintiff is proceeding pro se, the petition shall state a mailing address for the plaintiff. A mailing address may be provided by the plaintiff pursuant to section 236.10.

2. Name and address of the parent or guardian filing the petition, if the petition is being filed on behalf of an unemancipated minor. For the purposes of this chapter, "plaintiff" includes a person filing an action on behalf of an unemancipated minor. A mailing address may be provided by the plaintiff pursuant to section 236.10.

Sec. 2. Section 236.10, Code 1999, is amended to read as follows:  
**236.10 CONFIDENTIALITY OF RECORDS.**

1. A person seeking relief from domestic abuse under this chapter may use any of the following addresses as a mailing address for purposes of filing a petition under this chapter, as well as for the purpose of obtaining any utility or other service:

a. The mailing address of a shelter or other agency.

b. A public or private post office box.

c. Any other mailing address, with the permission of the resident of that address.

2. A person shall report any change of address, whether designated according to subsection 1 or otherwise, to the clerk of court no more than five days after the previous address on record becomes invalid.

3. The file in a domestic abuse case shall be sealed by the clerk of court when it is complete and after the time for appeal has expired. However, the clerk shall open the file upon application to and order of the court for good cause shown or upon request of the child support recovery unit. Support payment records, whether maintained by the clerk of the district court or the department of human services, are public records and may be released upon request. However, a payment record shall not include address or location information.

Approved April 19, 2000